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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In re FACEBOOK BIOMETRIC
INFORMATION PRIVACY LITIGATION

Master File No. 3:15-cv-03747-JD

CLASS ACTION

This Document Relates To:

PLAINTIFFS' STATUS REPORT

ALL ACTIONS.

1 Counsel for plaintiffs hereby submit this status report regarding the memorialization of the
2 settlement and motion for preliminary approval.

3 WHEREAS, on January 15, 2020, the parties engaged in a full-day, in-person mediation in
4 San Francisco, California, overseen by former United States Ambassador to Australia Jeff Bleich,
5 and reached an agreement in principle to resolve the claims asserted in the consolidated complaint
6 (ECF No. 40) in the above-referenced action;

7 WHEREAS, on February 6, 2020, the parties appeared before this Court for a status
8 conference, during which parties reported that they had reached such an agreement and would
9 work toward finalizing the agreement and filing the necessary preliminary approval motion and
10 related documents by March 12, 2020;

11 WHEREAS, since January 2020, the parties have worked diligently toward finalizing the
12 settlement and motion for preliminary approval, ensuring compliance with Rule 23 of the Federal
13 Rules of Civil Procedure and the Northern District California Guidelines Regarding the Settlement
14 of Class Actions;

15 WHEREAS, on March 11, 2020, the parties submitted a Joint Request for Extension,
16 explaining that Facebook's engineers required additional time to compile and confirm class
17 membership data and for class counsel to evaluate and confirm the accuracy of Facebook's work,
18 which the Court granted on March 13, 2020 (ECF No. 440);

19 WHEREAS, in the weeks after the Court's March 13 Order, the impact of the COVID-19
20 pandemic on the progress in this case increased substantially as state and local governments issued
21 mandatory shelter-in-place orders that covered Facebook's headquarters in Menlo Park (March
22 17, 2020) and the offices of the attorneys in this action in San Francisco (March 17, 2020), Chicago
23 (March 21, 2020), New York (March 22, 2020), and Boca Raton (March 28, 2020);

24 WHEREAS, Facebook – due in part to increased delays caused by the COVID-19
25 pandemic – has only recently provided portions of the class membership data that plaintiffs need
26 to both assess the estimated class size as well as class notice procedures;

27 WHEREAS, plaintiffs continue to engage with Facebook and Ambassador Bleich to obtain
28 additional information concerning class membership data necessary to finalize the settlement and

1 move the Court for approval. However, due in part to Ambassador Bleich's schedule, additional
2 time is needed to work with him to complete settlement papers;

3 THEREFORE, plaintiffs are also mindful that this Court will not grant any further
4 extensions on this issue, and consistent with the Court's March 13, 2020 Order, and unless
5 otherwise ordered by the Court or a motion for preliminary approval is filed and granted, plaintiffs
6 understand they must be prepared to appear before the Court on June 25, 2020, for the final pre-
7 trial conference.

8 DATED: April 16, 2020

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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on April 16, 2020, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses on the attached Electronic Mail Notice List, and I hereby certify that I caused the mailing of the foregoing via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

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Mailing Information for a Case 3:15-cv-03747-JD In re Facebook Biometric Information Privacy Litigation**Electronic Mail Notice List**

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